

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF VIRGINIA
LYNCHBURG DIVISION

CLERKS OFFICE U.S. DIST. COURT
AT LYNCHBURG, VA
FILED
4/27/2023
LAURA A. AUSTIN, CLERK
BY: s/ ARLENE LITTLE
DEPUTY CLERK

UNITED STATES,

v.

ERIC JOSEPH GRAVETTE,

Defendant.

CASE No. 6:19-cr-00021

ORDER

JUDGE NORMAN K. MOON

For the reasons set forth in the Court's Memorandum Opinion, it is hereby **ORDERED**:

- The Government motion to dismiss, Dkt. 135, is **GRANTED**;
- Gravette's motion pursuant to 28 U.S.C. § 2255, Dkt. 116, is **DISMISSED**;
- Gravette's motion for an evidentiary hearing, Dkt. 143, is **DENIED**;
- Gravette's motion for summary judgment, Dkt. 159, is **DENIED as MOOT**;
- Gravette's motion for the return of the collected \$400.00 special assessment fee, Dkt. 151, is **DENIED**;
- This action is **STRICKEN** from the active docket of this Court; and
- Finding that Gravette has failed to make a substantial showing of the denial of a constitutional right as required by 28 U.S.C. § 2253(c), a certificate of appealability is **DENIED**.

The Clerk of Court is directed to send this Order to Gravette and all counsel of record.

Entered this 27th day of April, 2023.


NORMAN K. MOON
SENIOR UNITED STATES DISTRICT JUDGE